

## **Public Notice**

US Army Corps of Engineers.

Public Notice No. 08-12 Date: February 29, 2008

Nashville District

Application No. 200800286 Expires: March 17, 2008

Please address all comments to: Regulatory Branch, 3701 Bell Road, Nashville, TN 37214-2660; ATTN: Kim Franklin

JOINT PUBLIC NOTICE
US ARMY CORPS OF ENGINEERS
AND
COMMONWEALTH OF KENTUCKY

SUBJECT: Proposed Fill for Launching Ramp at Wolf River Mile 33.9 Right Bank, Dale Hollow Lake, Clinton County, Kentucky

TO ALL CONCERNED: The application described below has been submitted for a Department of the Army Permit pursuant to Section 10 of the Rivers and Harbors Act of 1899 (33 USC 403) and Section 404 of the Clean Water Act (CWA) (33 USC 1344). Before a permit can be issued, certification must be provided by the Commonwealth of Kentucky, Natural Resources and Environmental Protection Cabinet, pursuant to Section 401(a)(1) of the CWA, that applicable water quality standards will not be violated. The applicant has requested the required certification.

APPLICANT: KY Department of Parks

Capital Plaza Tower, 11th Floor

500 Mero Street Frankfort, KY 40601

LOCATION: Wolf River Mile 33.9 Right Bank, Dale Hollow Lake, Clinton County, KY (Frogue, KY/TN 1:24000 USGS Quadrangle (Latitude 36.635936; Longitude 85.283881)

DESCRIPTION: The Kentucky Department of Parks (Parks) proposes to build a single lane launching ramp to accommodate use by the Trooper Island and Corps of Engineers barges. The Kentucky State Police conducts youth public service programs and activities on Trooper Island, located across the lake from Dale Hollow State Resort Park, and uses a barge for transporting supplies and campers. Similarly, the Corps of Engineers operates a barge for public events, such as the Corps Eagle Watch Program. Both of these barges use Dale Hollow State Resort Park for launching. However, with the expanded marina within the State Park, the existing launching ramp can no longer easily and safely accommodate barge launches. Therefore, Parks proposes a new ramp downstream and outside of the boundaries for the State Park Marina.

The proposed work consists of filling approximately 1550 cubic yards below normal summer pool elevation 651 to construct a ramp. The completed grooved-finish concrete ramp would be 28' wide with 5' riprapped shoulders. To ensure access during winter pool, the ramp would extend to elevation 631. The lower 31' of ramp would be precast and pushed into place. Plans for the proposed work are attached.

A parking area associated with the ramp, but above elevation 651, would accommodate 25 cars and 7 vehicles with trailers. The launching ramp would be open to the public for boat launching when not in use for Corps, Parks, or State Police activities. The existing ramp within the Dale Hollow State Resort Park Marina would continue to serve as the primary access for public launching.

The decision whether to issue a permit will be based on an evaluation of the probable impacts including cumulative impacts of the activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which reasonably may be expected to accrue from the work must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the work will be considered including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, cultural values, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shore erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership, and, in general, the needs and welfare of the people. In addition, the evaluation of the impact of the activity on the public interest will include application of the guidelines promulgated by the Administrator, Environmental Protection Agency, under authority of Section 404(b)(1) of the CWA (40 CFR Part 230). A permit will be granted unless the District Engineer determines that it would be contrary to the public interest.

The Corps of Engineers is soliciting comments from the public; federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition, or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an

Public Notice No. 08-12

Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

An Environmental Assessment will be prepared by this office prior to a final decision concerning issuance or denial of the requested Department of the Army Permit.

A review of the National Register of Historic Places listings and files maintained by the Nashville District Corps indicates that no historic properties are known to occur within the project area. The proposed area for the Park's request remains within areas that have been previously disturbed. Based on file review and previous disturbance caused by development of Dale Hollow State Resort Park, the Corps has determined that the project has no potential to affect historic properties eligible for listing in the National Register of Historic Places. This review constitutes the full extent of cultural resources investigations unless comment to this notice is received documenting that significant sites or properties exist which may be affected by this work, or that adequately documents that a potential exists for the location of significant sites or properties within the permit area. this notice are being sent to the office of the State Historic Preservation Officer.

Based on available information, the proposed work will not destroy or endanger any federally-listed threatened or endangered species or their critical habitats, as identified under the Endangered Species Act. Therefore, we have reached a no effect determination, and initiation of formal consultation procedures with the U.S. Fish and Wildlife Service is not planned at this time.

Other federal, state, and/or local approvals required for the proposed work are as follows: water quality certification from the Commonwealth of Kentucky, in accordance with Section 401(a)(1) of the Clean Water Act.

Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for public hearings shall state, with particularity, the reasons for holding a public hearing.

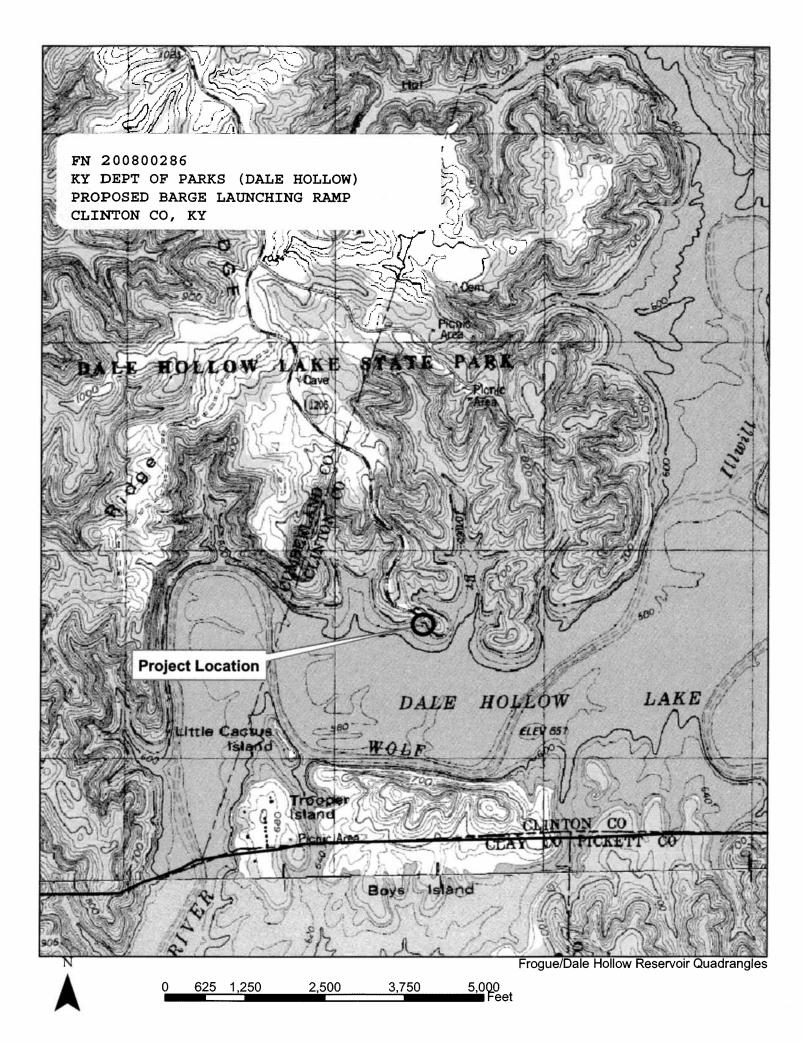
Written statements received in this office on or before **March 17**, **2008**, will become a part of the record and will be considered in the determination. Any response to this notice should be directed

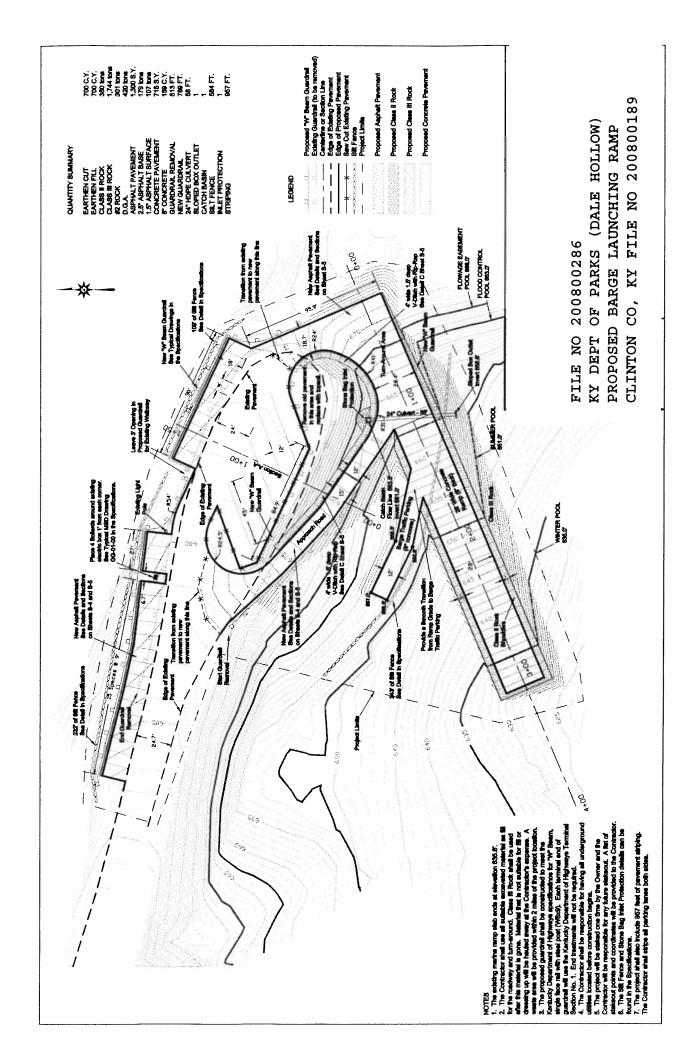
Public Notice No. 08-12

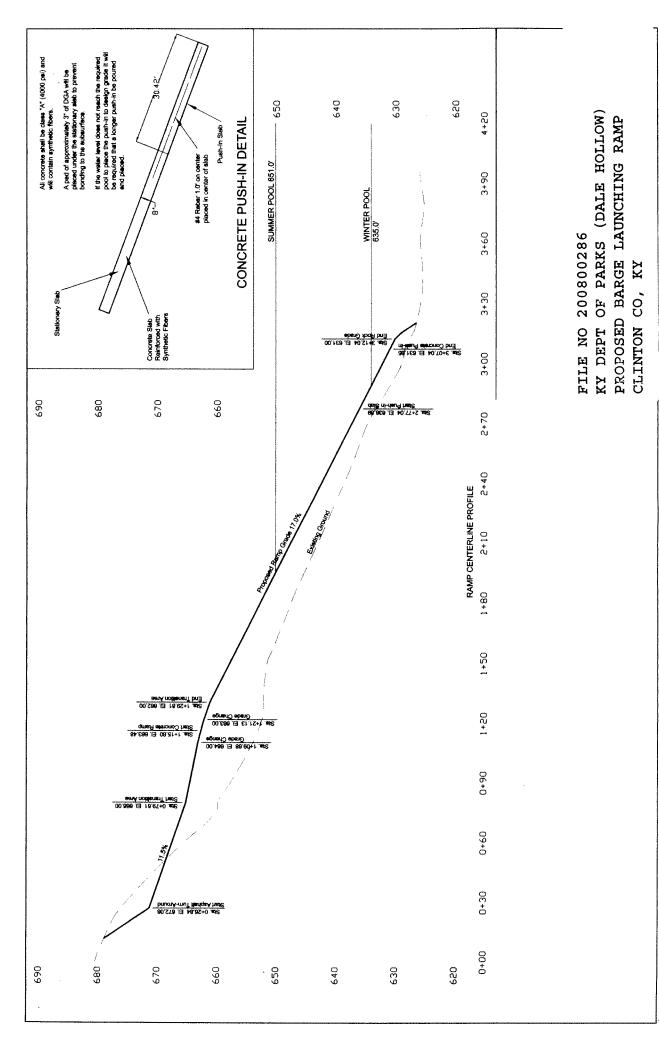
to the Regulatory Branch, Attention: Kim Franklin, at the above address, telephone (615) 369-7511.

If you received this notice by mail and wish to view all of the diagrams, visit our web site at:

http://www.lrn.usace.army.mil/cof/notices.htm, or contact
Ms. Franklin at the above address or phone number.







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